

NOV. 18. 2003 1:06PM

GLAXO WELLCOME

NO. 1425 P. 1

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)				Docket No. PG3707USW
Applicant(s): WILSON et. al				
Serial No. 09/979,569	Filing Date 11/19/2001	Examiner HARMON	Group Art Unit 3721	
Invention: METHOD AND APPARATUS FOR LOADING A CONTAINER WITH A PRODUCT				RECEIVED CENTRAL FAX CENTER
				NOV 18 2003
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<p>I hereby certify that this <u>Petition for Withdrawal of Finding of Abandonment under 37 CFR 1.181(a)</u> <small>(Identify type of correspondence)</small></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>11/18/2003</u> <small>(Date)</small></p>				
<p style="text-align: right;">_____ <u>Ban Younan</u> <small>(Typed or Printed Name of Person Signing Certificate)</small> <small>(Signature)</small></p>				
<p>Note: Each paper must have its own certificate of mailing.</p>				

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GLAXO WELLCOME

NO. 1425

P. 2 RECEIVED
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT OFFICE

NOV 18 2003

Applicant : Wilson, Alan et al.
Application No. : 09/979,569
Filed : 11-19-2001
Title : Method and Apparatus for Loading a Container With a Product

Grp./A.U. : 3721
Examiner : Harmon, Christopher R.

Docket No. : PG3707USW

Commissioner of Patents
Washington DC 20231

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PETITION FOR WITHDRAWAL OF FINDING OF ABANDONMENT
UNDER 37 CFR 1.181(a)

Applicant hereby requests reconsideration and withdrawal of the holding of abandonment entered by the Examiner on October 21, 2003 in the present application. In the Official Action dated October 21, 2003 the Examiner indicated that the application was abandoned for failure to respond to the restriction requirement dated March 25, 2003.

Applicant timely filed a Response to the Examiner's Restriction Requirement, with reasons why such restriction was improper and a provisional election of the Claims to Group I, by facsimile on 4/21/2003. A copy of these documents then filed and a receipt indicating that the PTO had received them by fax on the date indicated is submitted herewith.

As it appears that the Office inadvertently misplaced the Response after receipt, the determination of abandonment is improper.

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Attorney Docket No. PG3707USW

NO. 1425 P. 3

Withdrawal of the finding of abandonment is hereby requested, along with consideration of the grounds for finding unity of invention of the claims set forth in the accompanying papers.

Applicant requests that a timely Notice of Allowance be issued in this case. If any matters exist that preclude issuance of a Notice of Allowance, the Examiner is requested to contact the applicant's representative at the number indicated below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge any fees or credit any overpayment, particularly including any fees required under 37 CFR Sections 1.16 and/or 1.17, and any necessary extension of time fees, to deposit Account No. 07-1392.

Respectfully submitted,


James P. Riek

Dated: 17 Nov 2003

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